

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MARIA DE LA LUZ GARCIA DE
CARRILLO,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,
Defendant.

Case No. 1:22-cv-00428-SAB

ORDER DENYING APPLICATION TO
PROCEED *IN FORMA PAUPERIS*
WITHOUT PREJUDICE AND REQUIRING
PLAINTIFF TO FILE LONG FORM
APPLICATION

(ECF No. 2)

Plaintiff Maria De La Luz Garcia de Carrillo filed a complaint on April 12, 2022, challenging a final decision of the Commissioner of Social Security denying her application for disability benefits. (ECF No. 1.) Plaintiff did not pay the filing fee in this action and instead filed an application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915. (ECF No. 2.)

However, with respect to the question regarding persons dependent on Plaintiff for support (question 6), Plaintiff lists a minor (Marco Garcia Carrillo) but does not provide any other required information for the Court to consider, such as how much money Plaintiff contributes to his support. Nor does Plaintiff indicate whether she is responsible for any other household expenses. Meanwhile, Plaintiff indicates ownership of two vehicles, a balance of \$1,500.00 in her checking account, and a total monthly income of \$2,054.20. Thus, it appears Plaintiff's application was not sufficiently completed for the Court to determine if she is

entitled to proceed in this action without prepayment of fees.

Accordingly, the Court will order Plaintiff to complete and file an Application to Proceed in District Court Without Prepaying Fees or Costs (Long Form) – AO 239. If Plaintiff is unwilling to complete and submit the long form application, Plaintiff must pay the filing fee in full.

Accordingly, IT IS HEREBY ORDERED that:

1. Plaintiff's application to proceed *in forma pauperis* (ECF No. 2) is DENIED without prejudice;
2. The Clerk of the Court is directed to forward an *in forma pauperis* application (Long Form) to Plaintiff;
3. Not later than **May 13, 2022**, Plaintiff shall either (1) pay the \$402.00 filing fee for this action, or (2) file a long form application to proceed *in forma pauperis* without prepayment of the fee; and
4. If Plaintiff fails to comply with this order, this action shall be dismissed.

IT IS SO ORDERED.

Dated: **April 13, 2022**


UNITED STATES MAGISTRATE JUDGE